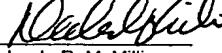
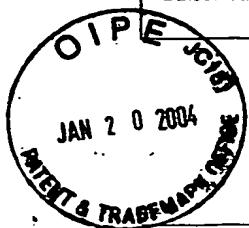


I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: January 14, 2004

Signature:   
Nabeela R. McMillian

*Copy*



Docket No.: 27373/38613A  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Eli D. Ehrenpreis, M.D.

Application No.: 10/661,948

Group Art Unit: 1616

Filed: September 12, 2003

Examiner: Not Yet Assigned

For: METHODS, FORMULATIONS, AND KITS  
FOR MONITORING AND DIAGNOSING  
GASTRIC EMPTYING AND  
GASTROPIARESIS, AND FORMULATIONS  
FOR DETERMINING  
GASTROINTESTINAL MOTILITY

### INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO - 1449. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

All patents and publications in the attached Form PTO - 1449 are supplied herewith. It is not intended to constitute an admission that any patent, publication or other information referred to therein is "prior art" for the instant application under any section of 35 U.S.C. §102 or 35 U.S.C. §103.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. It is submitted that the Information

Application No.: 10/661,948

Docket No.: 27373/38613A

Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

No fees are believed to be necessary with the filing of this paper, however, the Commissioner is hereby authorized to charge any deficiency in the fees filed or credit any overpayments to our Deposit Account No. 13-2855. A duplicate copy of this paper is enclosed.

Dated: January 14, 2004

Respectfully submitted,

By   
Nabeela R. McMillian

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Attorney for Applicant

Form PTO-1449 (Modified)		U.S. Department of Commerce Patent and Trademark Office		Attorney Docket No. 27373/38613A	Serial No. Not Yet Assigned
INFORMATION DISCLOSURE STATEMENT		Applicant Eli D. Ehrenpreis, M.D.			
		Filing Date September 12, 2003		Group Not Yet Assigned	

## U.S. PATENT DOCUMENTS

*Examiner Initials		Document Number	Issue Date	Name	Class	Subclass	Filing Date if Appropriate
	A1	5,403,848	04/04/1995	Dinan <i>et al.</i>	514	325	
	A2	5,523,401	06/04/1996	Freiberg <i>et al.</i>	540	457	
	A3	5,523,418	06/04/1996	Freiberg <i>et al.</i>	549	270	
	A4	5,538,961	07/23/1996	Freiberg <i>et al.</i>	514	183	
	A5	5,554,605	09/10/1996	Freiberg <i>et al.</i>	514	183	
	A6	5,707,602	01/13/1998	Klein	424	1.17	
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*Examiner Initials		Document Number	Publication Date	Country	Class	Subclass	Translation Yes	No

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C1	Clements <i>et al.</i> , <i>Clin. Pharmacol. Ther.</i> , 24(4):420-431 (1978)
C2	Dropleman <i>et al.</i> , <i>J. Pharmacol. Methods</i> , 4(3):227-230 (1980)
C3	Logan <i>et al.</i> , <i>Digestion</i> , 18:220-226 (1978)
C4	Lowman <i>et al.</i> , In: Tailored Polymeric Materials for Controlled Delivery Systems. I. McCullough and S. Shalaby, (Eds.), ACS, Washington, DC, ACS Symposium Series, 709:156-164 (1998)
C5	Lowman <i>et al.</i> , <i>Macromolecules</i> , 30:4959-4965 (1997)
C6	Tougas <i>et al.</i> , <i>American Journal of Gastroenterology</i> , 95(6):1456-1461 (2000)

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance <u>and</u> not considered. Include copy of this form with next communication to applicant.	